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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BOARDS OF TRUSTEES FOR THE  
OPERATING ENGINEERS HEALTH AND  
WELFARE TRUST FUND, PENSION  
TRUST FUND FOR OPERATING  
ENGINEERS, PENSIONED OPERATING  
ENGINEERS HEALTH AND WELFARE  
FUND, OPERATING ENGINEERS  
VACATION AND HOLIDAY TRUST FUND,  
NORTHERN CALIFORNIA  
PREAPPRENTICE, APPRENTICE AND  
JOURNEYMAN AFFIRMATIVE ACTION  
TRAINING FUND, OPERATING  
ENGINEERS CONTRACT  
ADMINISTRATION FUND FOR  
NORTHERN CALIFORNIA, OPERATING  
ENGINEERS INDUSTRY STABILIZATION  
TRUST FUND AND OPERATING  
ENGINEERS MARKET PRESERVATION  
TRUST FUND,

Plaintiffs,

v.

BRADLEY CONSTRUCTION INC., a  
California corporation; DAVID GLENN  
BURKHART, an Individual; and GLENN  
ELLIS BURKHART, an Individual,

Defendants.

CASE NO.: C 06-02611 VRW

PLAINTIFFS' STATEMENT IN LIEU OF  
CASE MANAGEMENT CONFERENCE  
STATEMENT;  
~~(PROPOSED)~~ CASE MANAGEMENT  
ORDER

DATE: July 18, 2006

TIME: 9:00 a.m.

COURTROOM: 6, 17<sup>th</sup> Flr.

JUDGE: Hon. Vaughn R. Walker

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Plaintiffs make this statement of defendants' default in lieu of a Case Management Conference Statement. As shown by the June 27, 2006 Declaration of Anne Bevington in Support of Plaintiffs' Request for Entry of Default, defendant Bradley Construction Inc. was served on May 9, 2006, and defendants David Glenn Burkhardt and Glenn Ellis Burkhardt were served on May 4, 2006. (Bevington Decl. ¶2, Exhibit A.) None of the defendants have filed a responsive pleading. (Bevington Decl. ¶3.) Plaintiffs submitted their request for entry of default on June 27, 2006, and served it on the defendants by mail the same day. Plaintiffs are awaiting the court's action on their request to enter default and, if default is entered, will file a motion for a default judgment. Accordingly, plaintiffs request that the Case Management Conference scheduled for July 18, 2006, either be vacated or extended for a period of 90 days.

DATED: July 11, 2006

STANTON, KAY & WATSON, LLP

By Anne Bevington  
Anne Bevington

Attorneys for Plaintiffs

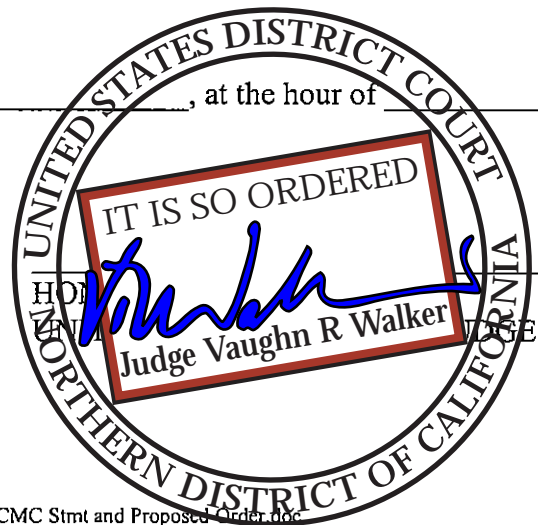
### CASE MANAGEMENT ORDER

The Case Management Conference previously set for July 18, 2006, at 9:00 a.m., is hereby:

[ ☒ ] Vacated.

[ ☐ ] Continued to \_\_\_\_\_, at the hour of \_\_\_\_\_, in Courtroom 6, 17<sup>th</sup> Floor (San Francisco).

DATED: July 12, 2006



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